

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2008-161736-001 DT

07/15/2009

HON. SALLY S. DUNCAN

CLERK OF THE COURT
M. Cabral
Deputy

STATE OF ARIZONA

CHRISTINA HENDERSON

v.

JASON BRADLEY WHARTON (001)
DOB: 09/22/1971

MICHAEL G BAILEY

APO-SENTENCINGS-CCC
APPEALS-CCC
DISPOSITION CLERK-CSC
FINANCIAL SERVICES-CCC
RFR
VICTIM SERVICES DIV-CA-CCC

SUSPENSION OF SENTENCE – PROBATION GRANTED

2:40 p.m.

State's Attorney:	Allister Adel
Defendant's Attorney:	Michael Bailey
Defendant:	Present
Court Reporter:	Scott Kindle

The following address the Court on behalf of the Defendant: William Howard Wharton, Cheryl Wharton, and Brian Cavender.

Count(s) 1: WAIVER OF TRIAL: The Defendant knowingly, intelligently and voluntarily waived all pertinent constitutional and appellate rights and entered a plea of guilty.

IT IS THE JUDGMENT of the Court Defendant is guilty of the following:

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OFFENSE: Count 1 (Amended): Aggravated Assault
Class 3 Felony
A.R.S. § 13-1203, 13-1204, 13-701, 13-702, 13-702.01, 13-3105(A), and 13-801
Date of Offense: 10/01/2008
Non Dangerous - Non Repetitive

IT IS ORDERED suspending imposition of sentence and, under the supervision of the Adult Probation Department (APD), placing the defendant on probation for:

Count 1 Probation Term: 3 years

Upon absolute discharge from prison for a separate offense in CR2009-005582-001.

IT IS ORDERED that probation in Count 1 shall run concurrent with probation in CR2009-005582-001 and CR2006-103378-001.

Conditions of probation include the following:

Condition 16 - Restitution, Fines, and Fees:

PROBATION SERVICE FEE: Count 1 - \$65.00 per month, beginning date to be determined by the Adult Probation Department.

ASSESSMENTS:

Count 1: PROBATION SURCHARGE: \$20.00.

All amounts payable through the Clerk of the Superior Court.

The Court retains jurisdiction for any future restitution hearings. Defendant waives his presence at any future restitution hearings.

Condition 17 - Not consume or drink any substance containing alcohol.

Condition 24 - Participate and cooperate in any counseling or assistance as directed by the APD as noted in the Uniform Conditions of Supervised Probation.

IT IS ORDERED granting the Motion To Dismiss the following: Allegation of dangerous or defendant's prior felony convictions.

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IT IS ORDERED exonerating any bond previously posted in this matter to the party posting same.

3:18 p.m. Matter concludes.

This case is eFiling eligible: <http://www.clerkofcourt.maricopa.gov/efiling/default.asp>

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Defendant's thumbprint is permanently affixed to this sentencing order in open court.

/s/ HON. SALLY S. DUNCAN
JUDICIAL OFFICER OF THE SUPERIOR COURT

(thumbprint)